

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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WARREN PHILLIPS,

Plaintiff,

v.

DOTTY'S STATION CASINO, DOTTY'S  
EMPLOYEES, LATESHA JEAN HUNTER,  
AMY, Supervisor, and A.J., bartender,

Defendants.

Case No. 2:21-cv-02012-APG-EJY

**ORDER**

Plaintiff, proceeding *pro se*, filed a proposed complaint with the Clerk of Court in an attempt to commence a civil action in this Court. ECF No. 1. However, Plaintiff neither paid the \$402 filing fee for this matter nor filed an application to proceed *in forma pauperis*, which he must do pursuant to 28 U.S.C. § 1915(a)(1) and the U.S. District Court for the District of Nevada Local Rule LSR 1-1 if he wishes to proceed without paying the mandatory filing fee. LSR 1-1 states: "Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*. The application must be made on the form provided by the court and must include a financial affidavit disclosing the applicant's income, assets, expenses, and liabilities."

Accordingly, IT IS HEREBY ORDERED that the Clerk of Court shall send Plaintiff the approved form application to proceed *in forma pauperis* by a non-prisoner as well as the document entitled information and instructions for filing an *in forma pauperis* application.

IT IS FURTHER ORDERED that on or before **December 15, 2021**, Plaintiff shall either: (1) file a complete application to proceed *in forma pauperis*, on the correct form, in compliance with 28 U.S.C. § 1915(a) and LSR 1-1; or (2) pay the \$402 fee for filing a civil action, which includes the \$350 filing fee and the \$52 administrative fee.

IT IS FURTHER ORDERED that failure to comply with this Order may result in a recommendation to dismiss this action without prejudice.

1 IT IS FURTHER ORDERED that the Clerk of Court shall retain, but not file Plaintiff's  
2 proposed complaint. ECF No. 1.

3 Dated this 15th day of November, 2021.

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6 ELAYNA J. YOUCHAK  
7 UNITED STATES MAGISTRATE JUDGE  
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